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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/628,734
Filing Date	07/28/2003
First Named Inventor	James E. Hagstrom, et al.
Group Art Unit	
Examiner Name	
Total Number of Pages in This Submission	161
Attorney Docket Number	13.3.6

ENCLOSURES (check all that apply)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Mirus Corporation
Signature	
Date	08/02/2004

CERTIFICATE OF MAILING

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: James E. Hagstrom,)
Jon A. Wolff, Sean D. Monahan,)
David B. Rozema, Vladimir G. Budker)
Paul M. Slattum, David L. Lewis)
)
Serial No.: 10/628,734)
)
Filed: 07/28/2003)
)
Group Art Unit:)

For: **Intravascular Delivery of Non-Viral Nucleic Acid**

INFORMATIONAL STATEMENT

Commissioner of Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. 1.56, applicant hereby calls to the attention of the Patent and Trademark Office the publications listed on the attached PTO 1449.

United States Patents

patent no.	inventor	issue date
5,698,531	Nabel et al.	12/6/97
5,521,291	Curiel, David T	05/28/96
5,580,859	Felgner, Philip L.	12/03/96
5,583,020	Sullivan, Sean	12/1/96
5,922,687	Mann, Micheal	07/13/99

International Patents

patent no.	inventor	issue date
PCT/US98/27072		07/01/99

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- Acsadi, G., Jiao, S., Jani, A., Duke, D., Williams, P., Chong, W., Wolff, J.A. Direct gene transfer and expression into rat heart in vivo. *The New Biologist* 3(1), 71-81, 1991.
- Barron, LG. Et al., "Cationic Lipids Are Essential For Gene Delivery Mediated By Intravenous Administration of Lipoplexes." *Gene Therapy* 1999;6; pp.1179-1183.
- Bohm, W. Et al., "Routes of Plasmid DNA Vaccination That Prime Murine Humoral and Cellular Immune Responses." *Vaccine* 1998; Vol. 16, No. 9/10; pp. 949-954.
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- Coll, Jean-Luc. Et al., "In Vivo Delivery to Tumors of DNA Complexed With Linear Polyethylenimine." *Human Gene Therapy* July 1, 1999; 10; pp. 1659-1666.
- Goula, D. Et al., "Polyethylenimine-Based Intravenous Delivery of Transgenes to Mouse Lung." *Gene Therapy* 1998;5; pp.1291-1295.
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- Liu, Yong Et al., "Cationic Liposome-Mediated Intravenous Gene Delivery." *The Journal of Biological Chemistry* October 20, 1995;Vol. 270, No. 42; pp. 24864-24870.
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- Song, YK. Et al., "Enhanced Gene Expression in Mouse Lung by Prolonging the Retention Time of Intravenously Injected Plasmid DNA." *Gene Therapy* 1998; 5; pp. 1531-1537.
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- Trubetskoy VS, Slattum PM, Hagstrom JE, Wolff JA, Budker VG. Quantitative assessment of DNA condensation. *Anal Biochem.* 1999; 267: 309-313.

Von Der Leyen, Heiko, E., Et al., "A Pressure-Mediated Nonviral Method For Efficient Arterial Gene and Oligonucleotide Transfer." Human Gene Therapy; September 20, 1999; vol. 10; pp. 2355-2364.

Zhang, Guofeng Et al., "Expression of Naked Plasmid DNA Injected Into the Afferent and Efferent Vessels of Rodent and Dog Livers." Human Gene Therapy October 10, 1997; 8; pp. 1763-1772.

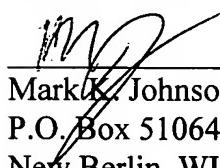
Zhang G et al. "High Levels of Foreign Gene Expression in Hepatocytes after Tail Vein Injections of Naked Plasmid DNA," Human Gene Therapy; 1999 Vol. 10 pp. 1735-1737

Zhang et al. "Efficient expression of naked dna delivered intraarterially to limb muscles of nonhuman primates," Human Gene Therapy 2001 Vol. 12 no. 4 pp. 427-438

Zhu, Ning Et al., "Systemic Gene Expression After Intravenous DNA Delivery Into Adult Mice." Science July 9, 1993; Vol. 261; pp. 209-211.

Applicant respectfully requests that these publications be expressly considered during the prosecution of this application and made of record herein and appear among the 'References Cited' on any patent to issue herefrom.

Respectfully submitted,



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8-2-04



KJ

FORM PTO-1449 OCT 1 2004 J.C. U.S. PATENT & TRADEMARK OFFICE	Attorney Docket No.: Mirus.013.03.6	Serial No.: 10/628,734
	Applicant: James E. Hagstrom, Jon A. Wolff, Sean D. Monahan, David B. Rozema, Vladimir G. Budker, Paul M. Slattum, David L. Lewis	Group:
		Examiner: Joseph Woitach

U.S. PATENT DOCUMENTS

Examnr REF ID	Patent Number	Issue Date	Patentee	Class	Sub Class	Filing Date
	5,698,531	12/6/97	Nabel et al.	514	44	01/23/ 1995
	5,521,291	05/28/96	Curiel, David T	530	391.7	12/15/1993
	5,580,859	12/03/96	Felgner, Philip L.	514	44	03/18/1994
	5,583,020	12/1/96	Sullivan, Sean	435	458	11/19/1993
	5,922,687	07/13/99	Mann, Micheal J.	514	44	11/17/1996

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

	Document Number	Publication Date	Country or Patent Office	Class	Sub Class	Transl.
						yes
						no
	PCT/US98/27072	07/01/99	United States	A01N	43/04	

OTHER DOCUMENTS (Including Author, Title, Date Pertinent Pages, etc.)

	Acsadi, G., Jiao, S., Jani, A., Duke, D., Williams, P., Chong, W., Wolff, J.A. Direct gene transfer and expression into rat heart in vivo. <u>The New Biologist</u> 3(1), 71-81, 1991.
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	Liu, Yong Et al., "Cationic Liposome-Mediated Intravenous Gene Delivery." <u>The Journal of Biological Chemistry</u> October 20, 1995;Vol. 270, No. 42; pp. 24864-24870.
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		Zhu, Ning Et al., "Systemic Gene Expression After Intravenous DNA Delivery Into Adult Mice." <i>Science</i> July 9, 1993; Vol. 261; pp. 209-211.

Examiner:	Date Considered:
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